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7 IN THE UNITED STATES DISTRICT COURT
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9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

CASE NO. 2:20-CR-00032-01WBS

11 Plaintiff,

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

12 v.

13 FAYTH JONES,

14 Defendant.
15

16 STIPULATION

17 1. By previous order this matter was set for status conference on November 15, 2021.

18 Docket No. 166. The defendant is out of custody on conditions of release. Docket No. 47.

19 2. By this stipulation, the parties now move to vacate the currently set status conference
date, and set a further status conference date of April 4, 2022 at 9:00 a.m., and to exclude time between
21 January 24, 2022, and April 4, 2022, under Local Code T4.

22 3. The parties agree and stipulate, and request that the Court find the following:

23 a) The United States previously produced written reports and related materials, as
well as a voluminous set of audio recordings and other discoverable items to defense counsel.

25 b) Counsel for defendant desires additional time to review the discovery, consult
with his client, conduct investigation and research related to the charges, and to otherwise
27 prepare for a future trial, or resolution of the pending charges against the defendant.

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1 c) Counsel for defendant believes that failure to grant the above-requested
2 continuance would deny him the reasonable time necessary for effective preparation, taking into
3 account the exercise of due diligence.

4 d) The government does not object to the continuance.

5 e) Based on the above-stated findings, the ends of justice served by continuing the
6 case as requested outweigh the interest of the public and the defendant in a trial within the
7 original date prescribed by the Speedy Trial Act.

8 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
9 et seq., within which trial must commence, the time period of January 24, 2022, to April 4, 2022,
10 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
11 because it results from a continuance granted by the Court at defendant's request on the basis of
12 the Court's finding that the ends of justice served by taking such action outweigh the best interest
13 of the public and the defendant in a speedy trial.

14 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
15 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
16 must commence.

17 IT IS SO STIPULATED.

18 Dated: January 19, 2022

PHILLIP A. TALBERT
United States Attorney

/s/ *Jason Hitt*

JASON HITT
Assistant United States Attorney

Dated: January 19, 2022

/s/ *Jason Hitt for Jared Thompson*

JARED THOMPSON, Esq.
Counsel for Defendant
Fayth Jones
Authorized to sign for Mr. Thompson on
January 19, 2022

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2 **FINDINGS AND ORDER**
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IT IS SO FOUND AND ORDERED.

5 Dated: January 21, 2022
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WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE